

IN THE COURT OF SMALL CAUSES, AT MUMBAI**ORDER BELOW EXHIBIT - 33****IN****R.A.D. SUIT NO. 472 OF 2021****[CNR NO. MHSCA 20009422021]****Shri. Nitin Manilal Furia & Anr.****.....PLAINTIFF****Versus****M/s. Aarti Realchem LLP & Ors.****.....DEFENDANTS**

Coram : A. H. Baig
Judge, C. R. No. 9
Date : 27/09/2024

: ORDER :

Perused the application and say filed. Heard both the learned advocates. Reason for not filing reply in time to application Exhibit 30, appears to be just and satisfactory. Fair chance should be given to plaintiffs to contest the application of defendant by filing their say. If such opportunity is given to plaintiffs by setting aside no reply order, no prejudice will be caused to the other side. On the contrary, application will be decided on merits. As per principle of natural justice 'Audi Alteram Partem', no person shall be condemned unheard. Hence, the order :

: ORDER :

1. The application is allowed.
2. No reply order passed below Exhibit 30 against plaintiffs is set aside.
3. Reply filed by plaintiff to Exhibit 30 shall be taken on record.

Date : 27/09/2024**Mumbai**

Dictated On : 27/09/2024

Transcribed on : 27/09/2024

Checked and signed on : 27/09/2024

(A. H. Baig)
Judge, C.R. No. 09

